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Customer Number

**27483**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	)	
Raymond J. Baxter, et al.	)	Examiner: Philip H. Leung
	)	
Serial No.: 10/780,984	)	Art Unit: 3742
	)	
Filed: February 18, 2004	)	Confirmation No.: 3041
	)	
For: <b>ADJUSTABLE MAGNETIC SEPARATOR</b>	)	Attorney Docket: 11694/04304

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

In response to the Notice dated October 8, 2008, Applicants hereby respond as follows. It is believed that there is no fee associated with the filing and consideration of this amendment, however, **should the Commissioner decide that any fee or fee deficiency is due, the Commissioner is hereby authorized to charge any and all fees incurred as a result of entering this amendment and response to deposit account number 03-0172.**

Please amend the application as follows: